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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

LINDSEY ABERIN, RON ALUL, DON
AWTREY, DANIEL CRINER, JARED
CROOKS, REBECCA GRAY, MARK
GERSTLE, JOHN KELLY, YUN-FEI LOU,
JORDAN MOSS, DONALD TRAN, ARPAN
SRIVASTAVA, DONALD TRAN, and
MELISSA YEUNG, individually and on behalf
of all others similarly situated,

Plaintiffs,

vs.

AMERICAN HONDA MOTOR CO., INC.,

Defendant.

Case No. 3:16-cv-04384-JST

**[PROPOSED] SCHEDULE OF PRETRIAL
EVENTS THROUGH DECISION ON
PLAINTIFFS' MOTION FOR CLASS
CERTIFICATION**

Complaint filed: August 3, 2016

Judge: Hon. Jon S. Tigar

Plaintiffs Ron Alul, Mark Gerstle, William Kenar, Yun-Fei Lou, Arpan Srivastava, and
Melissa Yeung (collectively, "Plaintiffs"), and Defendant American Honda Motor Co., Inc. ("AHM")

and collectively with Plaintiffs, the “Parties”), by and through their respective counsel and pursuant to the direction of the Court at the Initial Case Management Conference on December 7, 2016, propose the following schedule to govern the litigation through to the completion of briefing related to Plaintiff’s Motion for Class Certification.

To the extent practicable, the Parties provide dates certain for events. However, the Parties request that deadlines for the close of discovery in advance of class certification be determined by the date upon which the Court decides the pending Motion to Dismiss (referred to below as “Close of Pleadings”) and that the subsequent briefing related to Plaintiffs’ Motion for Class Certification be determined by the date that discovery closes. The Parties foresee that resolution of the pending Motion to Dismiss will also resolve several foreseeable discovery disputes.

SCHEDULE

Commencement of Discovery in Advance of Class Certification: December 7, 2016

Initial Disclosures: January 20, 2017

Briefing related to Defendant’s Motion to Dismiss (ECF No. 42):

Opposition to Motion to Dismiss – January 13, 2017

Reply in Further Support of Motion to Dismiss – February 3, 2017

Hearing on Motion to Dismiss – February 23, 2017 or at such other date set by the Court.

First Telephonic Case Management Conference: The Court will set a further telephonic case management conference on ~~October 3, 2017, at 2:00 p.m.~~ March 10, 2017 at 1:30 p.m.

(Because more than one conference

will be set at that time, the conference will not begin precisely at 2:00 p.m.) The purpose of the conference is to ensure that the case is on track. Each participant in the call must use a landline.

March 8, 2017

By ~~October 3, 2017~~, at noon, the parties are ordered to provide a single call-in number

March 8, 2017

that all participants may use. By ~~October 3, 2017~~, at noon, the parties must file a joint case

management statement. For that statement only, the parties should disregard the local rules

concerning the content of case management statements. Instead, the statement should be divided into two sections.

The first section will address the status of the parties' discovery. The parties will first list any discovery propounded by the plaintiffs, the status of that discovery, and any next steps required to complete the discovery or conclude any dispute regarding that discovery. The parties will then provide the same information regarding any discovery propounded by defendants. The parties' statement must include completed discovery, as well as open discovery, and should list any discovery that has been discussed between the parties even if it has not yet been propounded.

The second section of the statement will include a discussion of any other issues requiring the Court's attention or that bear on the progress of the case.

At the conclusion of the conference, the Court will set the date and time of the next telephonic conference.

Mediation: By August 1, 2017

Close of Discovery in Advance of Class Certification:

Close of Fact Discovery – Close of Pleadings + 9 months

Close of Expert Discovery in Advance of and Related to Class Certification – Close of Fact Discovery + 2 Months.

Briefing Related to Plaintiffs' Motion for Class Certification:¹

Motion in Support of Class Certification - Close of Expert Discovery + 30 days

Opposition to Motion for Class Certification – Motion for Class Certification + 45 days

Reply in Support of Class Certification – Opposition to Class Certification + 30 days

¹ Plaintiffs may propose a “bellwether” approach to class certification, but such an approach will not impact the dates for the close of discovery in advance of class certification. AHM does not believe such an approach is workable or appropriate given the different Hands Free Link (HFL) units in issue. AHM may file a motion for summary judgment as to some or all of Plaintiffs' claims, but such an approach will not impact the dates for the close of fact discovery, either.

1 Dated: December 14, 2016

2 Respectfully submitted,

3
4 /s/ Christopher A. Seeger

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/s/ Livia M. Kiser

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*Attorneys for Defendant American Honda Motor
Co., Inc.*

IT IS SO ORDERED

Date: December 15, 2016

By: 